

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA
RENO, NEVADA

JANET STODDARD, next friend and)	3:10-cv-00759-ECR-RAM
mother of ERICA STODDARD, ERICA)	
STODDARD, individually,)	MINUTES OF THE COURT
)	
Plaintiffs,)	DATE: August 5, 2011
)	
vs.)	
)	
FORD MOTOR COMPANY,)	
)	
Defendant.)	
_____)	

PRESENT: _____ EDWARD C. REED, JR. _____ U. S. DISTRICT JUDGE

Deputy Clerk: _____ COLLEEN LARSEN _____ Reporter: _____ NONE APPEARING

Counsel for Plaintiff(s) _____ NONE APPEARING

Counsel for Defendant(s) _____ NONE APPEARING

MINUTE ORDER IN CHAMBERS

This is a products liability case arising out of an alleged defect in certain Ford Escape vehicles manufactured by Defendant.

Defendant filed a partial motion (#5) to dismiss on December 13, 2010. Plaintiffs opposed (#7) and Defendant replied (#8). The motion is ripe, and we now rule on it.

Defendant moves to dismiss Plaintiffs' claim for punitive damages for failure to allege sufficient facts. Under Nevada law, punitive damages are warranted if a defendant "has been guilty of oppression, fraud or malice, express or implied." Nevada Revised Statutes § 42.005. Plaintiffs have failed to allege any facts in the complaint (#1 Ex. 1) to indicate that Defendant is guilty of oppression, fraud or malice.

